



**US Army Corps
of Engineers.**
Philadelphia District

Wanamaker Building
100 Penn Square East
Philadelphia, PA 19107-3390
ATTN: CENAP-OP-R

Public Notice

Public Notice No.
CENAP-OP-R-2007-1315-24

Date
MAY 16 2008

Application No.

File No.

In Reply Refer to:
REGULATORY BRANCH

This District has received an application for a Department of the Army permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).

The purpose of this notice is to solicit comments and recommendations from the public concerning issuance of a Department of the Army permit for the work described below.

APPLICANT: Nacote Creek Marina

AGENT: LGA Engineering, Incorporated
750 Vassar Avenue
Lakewood, New Jersey 08701

WATERWAY: Nacote Creek

LOCATION: The proposed project site is located at 1 New York Road, on the west side of the Route 9 bridge over Nacote Creek, Block 11, Lots 12.01 and 12.02, in the City of Port Republic, Atlantic County, New Jersey.

ACTIVITY: The applicant proposes to rehabilitate an existing marina. The proposed project includes mechanical maintenance dredging of the existing marina basin as well as expansion of that basin by excavating uplands. In addition, the existing floating dock system would be removed, and re-used in a new alignment/arrangement, along with new materials as necessary. The number of boat slips at the marina would be increased from 44 to 49. The anticipated range of boat sizes at the marina would be between 20 and 50 feet in length. An existing fuel dock at the marina would be replaced with a new one. The marina has an existing portable sewage pump-out to service marina patrons. The following specific activities are proposed:

- Maintenance dredging of the existing marina basin by mechanical method (i.e. bucket). A total of 3,421 cubic yards of mostly fine-grained sediments would be removed from two boat basin areas totaling 0.76 acre. The two areas are separated by an existing upland peninsula. Dredging would be to a proposed depth of 4 feet below mean low water (MLW). The applicant proposes to construct a temporary confined disposal facility in the existing marina parking lot to stockpile and dry the dredged material prior to transporting it to the Ocean County Landfill (located at Block 2, various lots, in Manchester Township). At 20 cubic yards per load, it would take approximately 172 truck loads to move the material north on U.S. Route 9 to Whitesville Road and State Route 70.

- Removal of an upland peninsula that currently divides the existing boat basin. A total of 2,181 cubic yards would be excavated and placed in the same disposal area as identified below (after placement of the dredged material). This would create an additional 0.15 acre of open water.
- Expansion of an existing travel lift bay to 16.8 X 50 feet. Approximately 335 cubic yards would be excavated from uplands to expand the travel lift by 0.02 acre.
- Upland excavated material would total 2,516 cubic yards (2,181 plus 335). It is proposed to use 830 cubic yards of this upland material for on-site fill and grading in uplands (as shown on the plans). Another 13.1 cubic yards would be used for proposed regulated on-site fill (see retaining wall description below). The remainder (1,673 cubic yards) would be sold for off-site fill material (destination yet to be determined). The disposal area would then be restored to a gravel parking lot.
- Construction of two rip-rap embankments along the northeast and southwest shores of the boat basin. The total volume of stone used for these embankments would be 114.1 cubic yards, spread over 3,080 square feet (0.07 acre) below the high tide line (HTL). These areas would remain sub-tidal or inter-tidal habitat.
- Construction of two concrete block retaining walls (A and B) at the upper edge of the proposed rip-rap embankments described above. Wall "A" would require 13.1 cubic yards of fill below the HTL (149 square feet) at two locations. Wall "B" would be constructed entirely upland of the HTL.
- Construction of 262 linear feet of bulkhead (portions are existing). Bulkhead "A" would be 197 feet long, and bulkhead "B" would be 65 feet in length. The bulkheading would consist of vinyl sheeting with CCA pressure-treated structural wood.
- Expansion of an existing 12' wide boat ramp by 16.5 linear feet to an elevation of -2.0' MLW.
- Removal of the existing dock structures and construction of four new floating docks, as described below, including 33 mooring pilings and 37 other pilings.
 - A. A 30 X 4' ramp to a 12 X 8' float, attached to a 163 X 6' float; with a 66 X 8' fuel dock, which has a separate 30 X 4' ramp attached to a 10 X 8' section. This dock system would have six 16 X 3' finger piers and one 26 X 6' finger pier.
 - B. A 26 X 4' ramp to a 23 X 8' float, attached to a 170 X 6' float, with a 57 X 6' "T" section. This dock system would have six 16 X 3' finger piers and seven 12 X 3' finger piers.
 - C. A 20 X 4' ramp to a 10 X 8' float, attached to a float system with a 65 X 6' section, a 74 X 6' section, and a 77 X 6' section. This dock system would have three 12 X 3' finger piers.
 - D. In association with the boat ramp, there would be a 30 X 3' ramp to a 40 X 6' float.

A previous permit was issued by this office on June 12, 1978, to maintain existing structures, construct piers and perform maintenance dredging. The applicant has requested authorization to continue maintenance dredging for up to 10 years.

PURPOSE: The applicant's stated purpose for the project is to rehabilitate the existing marina and maximize the utilization of the marina.

A preliminary review of this application indicates that the proposed work would not affect listed species or their critical habitat pursuant to Section 7 of the Endangered Species Act as

amended. As the evaluation of this application continues, additional information may become available which could modify this preliminary determination.

The decision whether to issue a permit will be based on an evaluation of the activity's probable impact including its cumulative impacts on the public interest. The decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs and welfare of the people. A Department of the Army permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Comments on the proposed work should be submitted, in writing, within 15 days to the District Engineer, U.S. Army Corps of Engineers, Philadelphia District, Wanamaker Building, 100 Penn Square East, Philadelphia, Pennsylvania 19107-3390.

Review of the National Register of Historic Places indicates that no registered properties or properties listed as eligible for inclusion therein are located within the permit area of the work.

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act 1996 (Public Law 104-267), requires all Federal agencies to consult with the National Marine Fisheries Service on all actions, or proposed actions, permitted, funded, or undertaken by the agency that may adversely effect Essential Fish Habitat (EFH). A preliminary assessment of the species listed in the "Guide to Essential Fish Habitat Designations in the Northeastern United States, Volume IV: New Jersey and Delaware", dated March 1999, specifically page 32, indicates that the proposed project, as described in this public notice, may have an adverse effect on the EFH of winter flounder (Pseudopleuronectes americanus). This determination is made based on the fact that shallow water habitat (proposed to be dredged) would be impacted by the project. Additional impacts would occur from removal of existing structures (including pilings) and installation of new structures (including pilings). While the adults and juveniles are highly motile, and would be able to avoid the equipment being used at the project site, eggs and larvae of these species may be affected. Any Department of the Army permit issued for the proposed work would include a seasonal restriction on dredging operations, as well as pulling of pilings or other activities that may introduce sediments into the waterway, in order to ensure that impacts resulting from the project would not be more than minimal. The

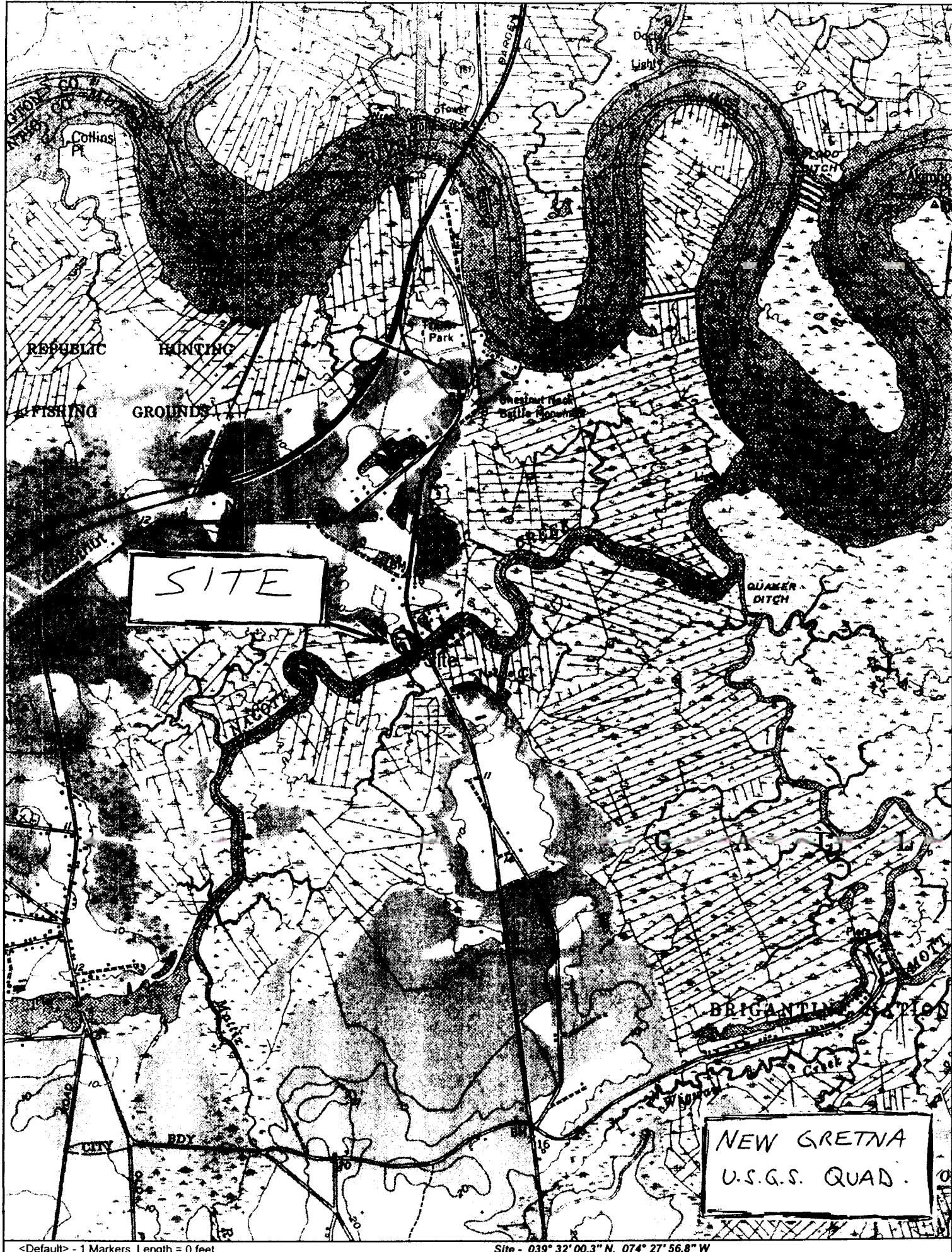
seasonal restriction would prohibit dredging and removal of pilings from January 1 through May 31. The specific dates may be adjusted following coordination with the National Marine Fisheries Service. As the evaluation of this application continues, additional information may become available which could modify this preliminary determination. The project would not have more than minimal impact on the EFH of any other managed species, and it is not situated within any designated or mapped shellfish habitat.

In accordance with Section 307(c) of the Coastal Zone Management Act of 1972, applicants for Federal Licenses or Permits to conduct an activity affecting land or water uses in a State's coastal zone must provide certification that the activity complies with the State's Coastal Zone Management Program. The applicant has stated that the proposed activity complies with and will be conducted in a manner that is consistent with the approved State Coastal Zone Management (CZM) Program. No permit will be issued until the State has concurred with the applicant's certification or has waived its right to do so. Comments concerning the impact of the proposed and/or existing activity on the State's coastal zone should be sent to this office, with a copy to the State's Office of Coastal Zone Management.

Any person may request, in writing, to the District Engineer, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state in writing, with particularity, the reasons for holding a public hearing.

Additional information concerning this permit application may be obtained by calling James Boyer at (215) 656-5826 between the hours of 1:00 and 3:30 p.m. or writing this office at the above address.


Frank J. Cianfrani
Chief, Regulatory Branch



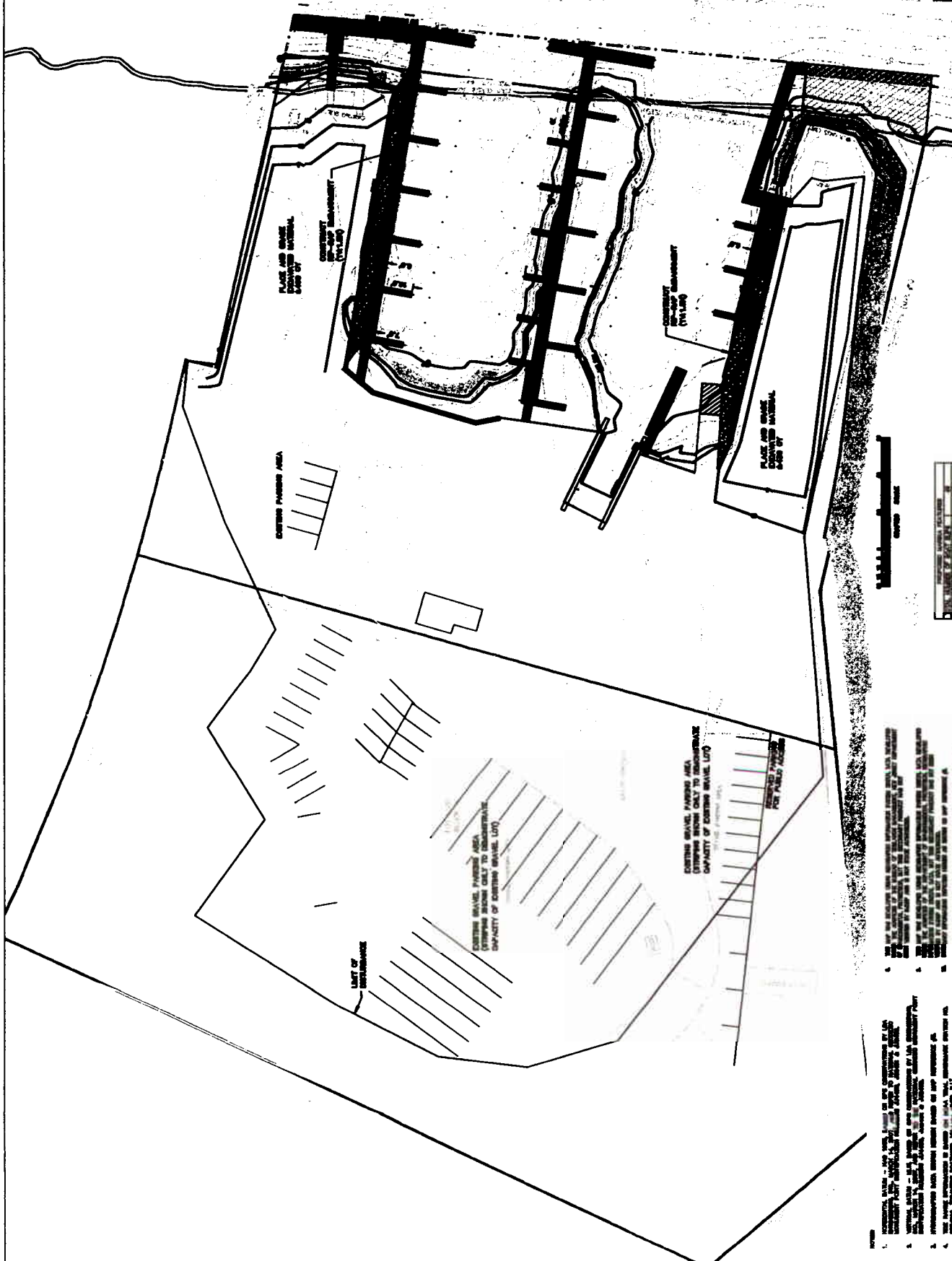
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Site - 039° 32' 00.3" N, 074° 27' 56.8" W

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NACOTE CREEK

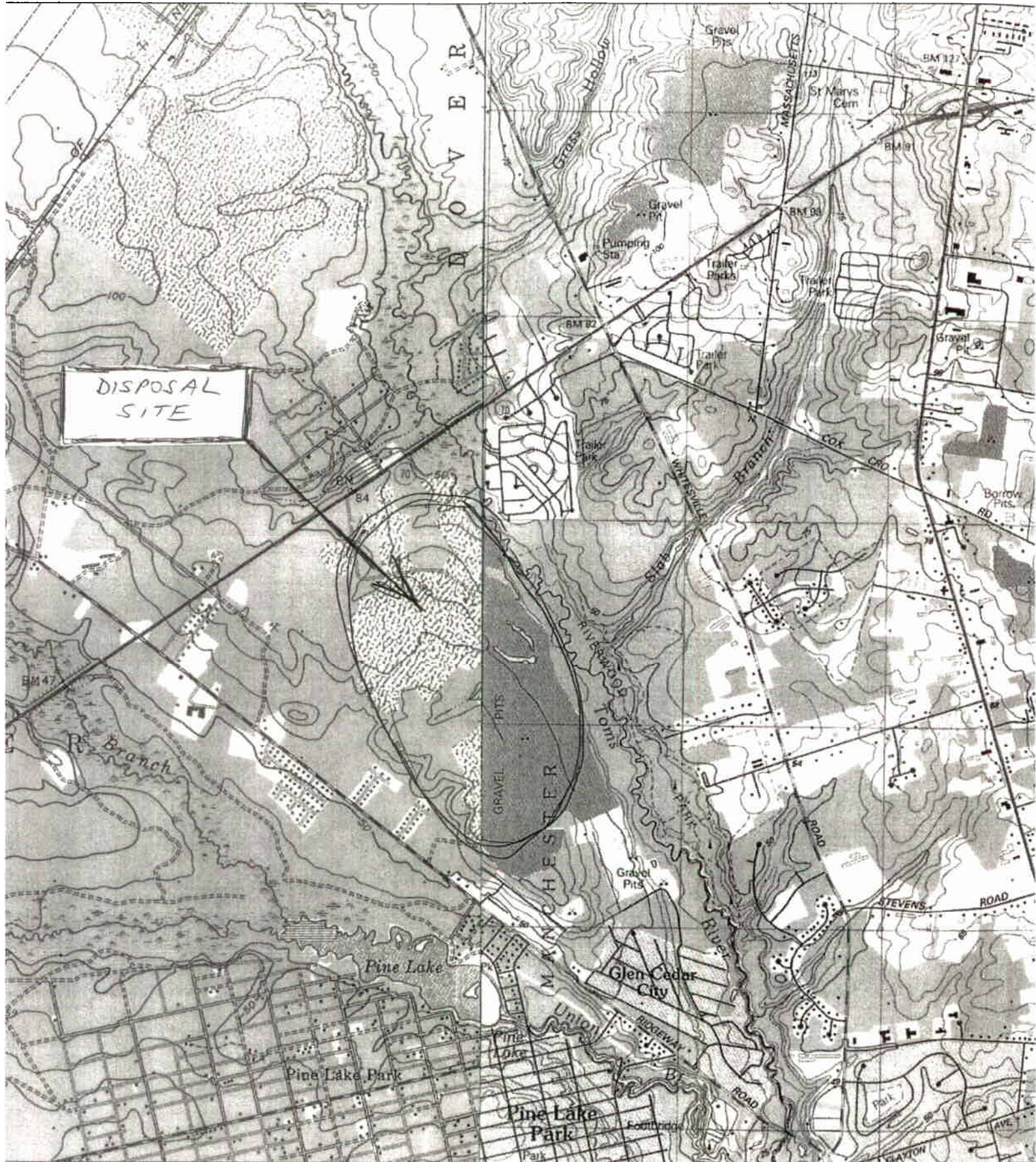
KEY MAP



FEDERAL BUREAU OF INVESTIGATION	
U. S. DEPARTMENT OF JUSTICE	
1. NAME OF SUSPECT	2. DATE OF BIRTH
3. SEX	4. RACE
5. HEIGHT	6. WEIGHT
7. EYES	8. HAIR
9. BUILD	10. MARKS
11. SCARS	12. TATTOOS
13. FINGERPRINTS	14. SIGNATURE
15. ADDRESS	16. OCCUPATION
17. EDUCATION	18. RELIGION
19. POLITICAL AFFILIATION	20. SOCIAL SECURITY NUMBER
21. MARITAL STATUS	22. DATE OF MARRIAGE
23. NAME OF SPOUSE	24. DATE OF DIVORCE
25. NAME OF CHILDREN	26. DATE OF BIRTH
27. NAME OF PARENTS	28. DATE OF BIRTH
29. NAME OF SIBLINGS	30. DATE OF BIRTH
31. NAME OF Aunts/Uncles	32. DATE OF BIRTH
33. NAME OF Grandparents	34. DATE OF BIRTH
35. NAME OF Other Relatives	36. DATE OF BIRTH
37. NAME OF Friends	38. DATE OF BIRTH
39. NAME of Acquaintances	40. DATE OF BIRTH
41. NAME of Neighbors	42. DATE OF BIRTH
43. NAME of Employer	44. DATE OF EMPLOYMENT
45. NAME of Previous Employer	46. DATE OF EMPLOYMENT
47. NAME of School	48. DATE OF ATTENDANCE
49. NAME of Previous School	50. DATE OF ATTENDANCE
51. NAME of Military Service	52. DATE OF SERVICE
53. NAME of Previous Military Service	54. DATE OF SERVICE
55. NAME of Prison	56. DATE OF IMPRISONMENT
57. NAME of Previous Prison	58. DATE OF IMPRISONMENT
59. NAME of Court	60. DATE OF TRIAL
61. NAME of Previous Court	62. DATE OF TRIAL
63. NAME of Jury	64. DATE OF VERDICT
65. NAME of Judge	66. DATE OF SENTENCE
67. NAME of Prosecutor	68. DATE OF PROSECUTION
69. NAME of Defense Attorney	70. DATE OF DEFENSE
71. NAME of Public Defender	72. DATE OF DEFENSE
73. NAME of Bail Bondsman	74. DATE OF BAIL
75. NAME of Bail Bonds	76. DATE OF BAIL
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1. CONSTRUCTION, BALKAN - 1940 1941 1942 1943 1944 1945 1946 1947 1948 1949 1950 1951 1952 1953 1954 1955 1956 1957 1958 1959 1960 1961 1962 1963 1964 1965 1966 1967 1968 1969 1970 1971 1972 1973 1974 1975 1976 1977 1978 1979 1980 1981 1982 1983 1984 1985 1986 1987 1988 1989 1990 1991 1992 1993 1994 1995 1996 1997 1998 1999 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055 2056 2057 2058 2059 2060 2061 2062 2063 2064 2065 2066 2067 2068 2069 2070 2071 2072 2073 2074 2075 2076 2077 2078 2079 2080 2081 2082 2083 2084 2085 2086 2087 2088 2089 2090 2091 2092 2093 2094 2095 2096 2097 2098 2099 2100 2101 2102 2103 2104 2105 2106 2107 2108 2109 2110 2111 2112 2113 2114 2115 2116 2117 2118 2119 2120 2121 2122 2123 2124 2125 2126 2127 2128 2129 2130 2131 2132 2133 2134 2135 2136 2137 2138 2139 2140 2141 2142 2143 2144 2145 2146 2147 2148 2149 2150 2151 2152 2153 2154 2155 2156 2157 2158 2159 2160 2161 2162 2163 2164 2165 2166 2167 2168 2169 2170 2171 2172 2173 2174 2175 2176 2177 2178 2179 2180 2181 2182 2183 2184 2185 2186 2187 2188 2189 2190 2191 2192 2193 2194 2195 2196 2197 2198 2199 2200 2201 2202 2203 2204 2205 2206 2207 2208 2209 2210 2211 2212 2213 2214 2215 2216 2217 2218 2219 2220 2221 2222 2223 2224 2225 2226 2227 2228 2229 2230 2231 2232 2233 2234 2235 2236 2237 2238 2239 2240 2241 2242 2243 2244 2245 2246 2247 2248 2249 2250 2251 2252 2253 2254 2255 2256 2257 2258 2259 2260 2261 2262 2263 2264 2265 2266 2267 2268 2269 2270 2271 2272 2273 2274 2275 2276 2277 2278 2279 2280 2281 2282 2283 2284 2285 2286 2287 2288 2289 2290 2291 2292 2293 2294 2295 2296 2297 2298 2299 2300 2301 2302 2303 2304 2305 2306 2307 2308 2309 2310 2311 2312 2313 2314 2315 2316 2317 2318 2319 2320 2321 2322 2323 2324 2325 2326 2327 2328 2329 2330 2331 2332 2333 2334 2335 2336 2337 2338 2339 2340 2341 2342 2343 2344 2345 2346



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● INTERIOR-GEOLOGICAL SURVEY, WASHINGTON, D. C. - 1972

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Heavy-duty
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LAKEHURST
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